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6 LISA GARVEY, individually and on
7 behalf of others similarly situated,

10 No. C 11-02575 WHA

8 Plaintiff,

9 v.

12 KMART CORPORATION,

14 Defendant.

16 **ORDER REGARDING
17 NOTICE OF ALLEGED
18 SPOLIATION OF EVIDENCE**

20 Plaintiff submits a letter notifying this Court of alleged spoliation of evidence and
21 requesting instructions on how to proceed. Therefore, by **NOON ON OCTOBER 8**, plaintiff shall
22 file a proper motion for discovery sanctions and specifically identify the relief sought.
23 Defendant must file an opposition or statement of non-opposition by **NOON ON OCTOBER 15**.
24 Plaintiff may then file a reply by **NOON ON OCTOBER 22**. The motion shall be heard at the
25 pretrial conference scheduled for November 5, 2012, and will count as one of plaintiff's motions
26 in limine.

28 **IT IS SO ORDERED.**

27 Dated: October 2, 2012.

28 
WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE